

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

Public Services – Prosecuting Officers – Representation of Sri M.Kishore Kumar, Additional Public Prosecutor Grade-I / Special Public Prosecutor, Special Court for SC & ST-cum-VI Additional Metropolitan Sessions Judge Court, Secunderabad, for promotion to the post of Public Prosecutor, duly assigning notional seniority on par with his junior Sri S.Manik Rao, who was promoted as Additional Public Prosecutor Grade-I / Special Public Prosecutor and Public Prosecutor in the years 2006 and 2009 – Orders – Issued.

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**LAW (LA&J-HOME-COURTS-A2) DEPARTMENT**

**G.O.Rt.No. 1324**

**Dated: 25-07-2012.**  
**Read the following :-**

1. G.O.Rt.No.2208, Law (LA&J-Home-Courts.A2) Department, dated:18.12.2008.
2. G.O.Rt.No.2239, Law (LA&J-Home-Courts.A2) Department, dated:19.12.2008.
3. G.O.Rt.No.2245, Law(LA&J-Home-Courts.A2) Department, dated:22.12.2008.
4. G.O.Rt.No.1295, Law (LA&J-Home-Courts.A2) Department, dated:30.7.2009.
5. G.O.Ms.No.33, Law (LA&J-Home-Courts.A2) Department, dated:3.4.2010.
6. Representation dated:4-10-2010 of Sri M.Kishore Kumar, Additional Public Prosecutor Grade.I/ Special Public Prosecutor, Special Court for SC& ST-cum-VI Additional Metropolitan Sessions Judge Court, Sec'bad.
7. From the Director of Prosecutions, Andhra Pradesh, Hyderabad, Letter No.1641/B1/2010, dated: 18-01-2011.

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**ORDER :**

Whereas in the G.Os 1<sup>st</sup>, 2<sup>nd</sup> and 4<sup>th</sup> read above, Government have decided to **drop** further actions against the individual as per the enquiry report and explanation of the individual, while framing charges against him by the Government;

**2.** And whereas, in the G.O. 3<sup>rd</sup> read above, Government have decided to **set aside** the punishment of postponement of Two (2) annual grade increments for two (2) years without cumulative effect on the individual imposed by the Director of Prosecutions, Andhra Pradesh, Hyderabad;

**3.** And whereas, in the G.O. 5<sup>th</sup> read above, Government have decided to promote Sri M.Kishore Kumar, Additional Public Prosecutor Grade-II, Principal Assistant Sessions Court, Ongole, Prakasam District as Additional Public Prosecutor Grade-I on adhoc basis and posted him as Special Public Prosecutor for the VI Additional Metropolitan Sessions Judge Court-cum-Special Court for trial of cases under the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Secunderabad;

**4.** And whereas, in the letter 6<sup>th</sup> read above, Sri M.Kishore Kumar, Additional Public Prosecutor Grade-I / Special Public Prosecutor, VI Additional Metropolitan Sessions Judge Court-cum-Special Court for trial of cases under the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Secunderabad has requested to promote him as Additional Public prosecutor Grade I on par with his junior Sri S.Manik Rao who was promoted as Public prosecutor in December, 2009;

**5.** And whereas, earlier, the Departmental Promotion Committee, which was met on 04-08-2005 has recommended for inclusion of certain names of Additional Public Prosecutor Grade-II, including the name of Sri S.Manik Rao-SC (Sl.No.26) the junior of Sri M.Kishore Kuamr –SC (Sl.No.22) for promotion to the category of Additional Public Prosecutor Grade-I for the panel year 2004-05 and accordingly, the panel was approved vide G.O.Ms.No.167, Law (LA&J-Home-Courts.A2) Department, dated:19-12-2005 and promotions were made and Sri S.Manik Rao was also promoted as Additional Public Prosecutor Grade-I vide G.O.Rt.No.1322, Law (LA&J-Home-Courts.A2) Department, dated:12-09-2006. But, in case of Sri M.Kishore Kumar-SC (Sl.No.22), the Committee recommended that he was unfit for promotion and passed over his name as he was under going subsisting punishment of stoppage of 2 increments without cumulative effect;

**(P.T.O.)**

6. And whereas, the disciplinary cases pending against Sri M.Kishore Kumar were dropped by the Government vide G.O.Rt.No.2208, Law (LA&J-Home-Courts.A2) Department, dated:18-12-2008, G.O.Rt.No.2239, Law (LA&J-Home-Courts.A2) Department, dated: 19-12-2008 and G.O.Rt.No.1295, Law (LA&J-Home-Courts.A2) Department, dated:30-07-2009 and also the punishment of postponement of two annual grade increments for two (2) years without cumulative effect imposed by the Director of Prosecutions, Andhra Pradesh, Hyderabad, vide Proceedings No.17/JD.III/04, dated:11-07-2005 was set-aside by the Government vide G.O.Rt.No.2245, Law (LA&J-Home-Courts.A2) Department, dated:22-12-2008. Since, all the disciplinary cases pending against the individual were dropped and the punishment was set aside, the individual has become eligible for notional promotion to the post of Additional Public Prosecutor Grade-I on par with his immediate junior Sri S.Manik Rao -SC with effect from 14-09-2006 i.e. the date of joining of Sri S.Manik Rao in the post of Additional Public Prosecutor Grade-I;

7. And whereas, the Departmental Promotion Committee, which met on 17.3.2012, has recommended the name of **Sri M.Kishore Kumar -SC** is to be included at **Sl.No.1** against 1<sup>st</sup> **SC-C/F** vacancy for the panel year 2004-05, above the name of Sri S.Manik Rao, SC for notional promotion in the category of **Additional Public Prosecutor Grade.I**, and the name of **Sri S.Manik Rao-SC** pushed down to Sl. No.2 against **2<sup>nd</sup> SC C/F** vacancy in the panel of Additional Public Prosecutor Grade-II for the panel year 2004-2005 duly deleting the name of **Sri N.Anand Reddy** from the panel;

8. Now therefore, the Government after careful examination of the matter, hereby, consider the promotion of Sri M.Kishore Kumar, Additional Public Prosecutor Grade-I duly assigning notional seniority on par with his junior Sri S.Manik Rao, who was promoted to the post of as Additional Public Prosecutor Grade-I and the post of Public Prosecutor in the years 2006 and 2009, respectively, duly relaxing, rule 33 (a) of the Andhra Pradesh State and Subordinate Service Rules 1996.

9. The Director of Prosecutions, Andhra Pradesh, Hyderabad shall take necessary follow up action in the matter.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

A.SHANKAR NARAYANA,  
SECRETARY TO GOVERNMENT,  
LEGISLATIVE AFFAIRS & JUSTICE.

To  
The Director of Prosecutions, Andhra Pradesh, Hyderabad.  
The individual through Director of Prosecutions, A.P., Hyderabad.  
The Pay and Accounts Officer, Andhra Pradesh, Hyderabad.  
The Accountant General, Andhra Pradesh, Hyderabad.  
Copy to:  
The P.S. to Minister (Law & Courts).  
The Law (E) Department.  
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER.